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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

GNE-0128A (123851-181805)***FILED VIA EFS ON
September 17, 2008***

In re Application of

LEUNG, et al.

Confirmation No.

5652

Application Number

09/422,528

Filed

October 21, 1999

For
**PROCESS FOR BACTERIAL PRODUCTION OF
POLYPEPTIDES**

Art Unit

1652

Examiner

Fronza, Christian L.

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 510.00☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____

☐ A check in the amount of the fee is enclosed.☐ Payment by credit cards. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fee in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ **The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-4634 (Ref. Attorney Docket No. 123851-181805).**☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.Signature ☐ assignee of record of the entire interest.See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

Panpan GAO, Esq.

Type of printed name

☒ attorney or agent of record.Registration number 43,626650/752-3100

Telephone number

☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____

September 17, 2008

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.☒ *Total of 1 forms are submitted.

This collection of information by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any